



JAMES A. NOYES, Director

# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"Enriching Lives"*

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IN REPLY PLEASE

REFER TO FILE: **PJ-1**

January 22, 2004

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**WHITTIER NARROWS PHASE I SPORTS AREA  
GENERAL IMPROVEMENT PROJECT  
AWARD CONSTRUCTION CONTRACT  
SPECS. 6589; C.P. 86415  
SUPERVISORIAL DISTRICT 1  
3 VOTES**

**JOINT RECOMMENDATION WITH THE CHIEF ADMINISTRATIVE OFFICER AND  
THE DIRECTOR OF PARKS AND RECREATION THAT YOUR BOARD:**

1. Find the bid of Wang Milestone Construction, the apparent low bidder for Whittier Narrows Phase I Sports Area General Improvement Project, to be nonresponsive because it failed to provide an acceptable bid bond.
2. Award and authorize the Director of Public Works to execute a construction contract, in the form previously approved by County Counsel, to Metro Builders and Engineers Group, Ltd., the apparent lowest responsive and responsible bidder, for the Whittier Narrows Phase I Sports Area General Improvement Project, in the amount of \$960,336 funded by the Regional Park and Open Space District, net County cost, and Park In-Lieu Fees Special Funds, and establish the effective contract date following receipt of approved Faithful Performance and Labor and Materials Bonds and insurance certificates filed by the contractor.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

Approval of the recommended actions will allow Public Works to proceed with construction of the project.

On November 18, 2003, your Board adopted the plans and specifications for the project at an estimated construction cost between \$717,964 and \$987,200 and authorized advertising for construction bids. On December 16, 2003, five bids were received. Wang Milestone Construction, with a bid of \$937,300, was the apparent lowest bidder. However, Public Works determined its bid to be nonresponsive because it failed to provide a bid bond from a California-admitted surety company. Therefore, Metro, with a bid of \$960,336, was the lowest responsive bidder and apparent lowest responsible bidder meeting the criteria adopted by your Board. Based on the bids received, we have reviewed the additive alternates and do not recommend awarding them.

The project consists of improvements to the Bicycle Motor Cross area, including constructing a new restroom/concession building and announcer stand, replacing the chain-link fence at the entrance area, adding new security lighting, and reconstructing the pavement in the adjoining parking lot. In addition, the project includes renovating four restroom buildings and installing new play equipment at three play areas.

Parks and Recreation will employ at-risk youth to perform preconstruction site preparation, plant palms and various boxed trees, and install Americans with Disabilities Act signage.

### **Implementation of Strategic Plan Goals**

These actions are consistent with the County's Strategic Plan Goals of Fiscal Responsibility and Children and Families' Well-Being as the project is an investment in public infrastructure and will provide enhanced recreational opportunities that will assure good health and social well-being.

### **FISCAL IMPACT/FINANCING**

The recommended construction contract with Metro is for \$960,336. In addition, \$96,034 (10 percent of the contract amount) has been allocated for change orders in the construction budget.

The total project cost, including plans and specifications, plan check, construction, consultant services, miscellaneous expenditures, and County services, is currently estimated at \$1,610,753. The Project Schedule and Budget Summary are included in Enclosure A.

The project is funded from the Safe Neighborhood Parks Proposition of 1992 and 1996 (\$1,466,000), net County cost (\$76,000), and Park In-Lieu Fees Special Funds (\$68,753).

Sufficient appropriation is available in the current Fiscal Year 2003-04 Capital Projects Budget (C.P. 86415) to award this contract.

#### Operating Budget Impact

Following completion of the project, Parks and Recreation does not anticipate any one-time start-up costs to program or maintain the facility improvements. Parks and Recreation and the Chief Administrative Office have reviewed the anticipated operating requirements for the project and are currently estimating an increase of \$18,608 in ongoing operating costs for temporary maintenance staff, utilities and supplies.

Funding will be requested in Parks and Recreation's 2004-05 budget as substantial completion is scheduled for September 2004.

#### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

A standard contract, in the form previously approved by County Counsel, will be used. The standard Board-directed clauses that provide for contract termination, renegotiation, and hiring qualified displaced County employees will be included.

As requested by your Board on August 12, 1997, and as a threshold requirement for consideration for contract award, Metro is willing to consider Greater Avenues for Independence Program/General Relief Opportunity for Work participants for future employment.

Metro is in full compliance with Los Angeles County Code Chapter 2.200 (Child Support Compliance Program) and Chapter 2.203 (Contractor Employee Jury Services Program).

The project specifications contain provisions requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees about Board Policy 5.135, the Safely Surrendered Baby Law, and that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

Under the provisions of the County of Los Angeles Regional Park and Open Space District policy, Parks and Recreation is actively pursuing employment opportunities to meet the County's Youth Employment Minimum Obligation. The estimated cost of the Youth Employment Plan for this project is \$9,339, not including materials and supervision. In addition, the plans and specifications encourage the contractor to employ at-risk youth on the project.

### **ENVIRONMENTAL DOCUMENTATION**

On July 31, 2003, the Corps of Engineers determined that the project is in compliance with NEPA through a categorical exclusion. On November 18, 2003, your Board found the project categorically exempt.

### **CONTRACTING PROCESS**

On November 18, 2003, your Board adopted the plans and specifications for the project at an estimated construction cost between \$717,964 and \$987,200 and authorized advertising for construction bids. On December 16, 2003, five bids were received. Wang Milestone Construction, with a bid of \$937,300, was the apparent lowest bidder. However, Public Works determined its bid to be nonresponsive because it failed to provide a bid bond from a California-admitted surety company. Metro, with a base bid of \$960,336, was the apparent lowest responsive and responsible bidder meeting the criteria adopted by your Board. The bid results are summarized in Enclosure B.

As requested by your Board on February 3, 1998, this contract opportunity was listed on the "Doing Business with Us" website (Enclosure C).

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Metro's Community Business Enterprise participation data and three-year contracting history are on file with Public Works.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

The park will remain open during the six-month construction duration, scheduled to begin in March 2004. However, the BMX area will be closed for the entire construction duration, and access will be limited to the restrooms, play areas, and the parking lot serving the BMX area during construction. Temporary restroom facilities will be provided for public use during closure of the restrooms.

In addition, the project specifications require the contractor to coordinate its construction schedule with the daily functions and activities of the park facility to minimize disruption of services and to maintain access to the park areas during construction.

**CONCLUSION**

Please return one adopted copy of this letter to the Chief Administrative Office (Capital Projects), Parks and Recreation, and Public Works.

Respectfully submitted,

JAMES A. NOYES  
Director of Public Works

DAVID E. JANSSEN  
Chief Administrative Officer

TIM GALLAGHER  
Director of Parks and Recreation

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cc: County Counsel  
Department of Public Social Services (GAIN/GROW Program)  
Office of Affirmative Action Compliance (Ozie Smith)

January 22, 2004

**ENCLOSURE A**

**WHITTIER NARROWS PHASE I SPORTS AREA  
GENERAL IMPROVEMENT PROJECT  
AWARD CONSTRUCTION CONTRACT  
SPECS. 6589; C.P. 86415**

**I. PROJECT SCHEDULE**

<b>Project Activity</b>	<b>Scheduled Completion Date</b>	<b>Revised Completion Date</b>	<b>Actual Completion Date</b>
Construction Documents			10/14/03
Jurisdictional Approvals			11/05/03
Construction Award	01/20/04	02/03/04	
Construction Start	02/23/04	03/01/04	
Substantial Completion	09/30/04	09/30/04	
Final Acceptance	12/13/04	12/13/04	

## II. PROJECT BUDGET SUMMARY

<b>Budget Category</b>	<b>Board Approved Project Budget</b>	<b>Impact of this Action</b>	<b>Revised Project Budget</b>
Plans and Specifications	\$ 136,932	\$ 0	\$ 136,932
Plan Check	\$ 5,412	\$ 0	\$ 5,412
Construction			
Construction	\$ 987,200	\$ (26,864)	\$ 960,336
Change Order Contingency	98,720	(2,686)	96,034
Youth Employment*	13,580	0	13,580
Total Construction	\$ 1,099,500	\$ ( 29,550)	\$ 1,069,950
Equipment	\$ 0	\$ 0	\$ 0
Unforeseen Site Conditions	\$ N/A	\$ 29,550	\$ 29,550
Consultant Services	\$ 59,133	\$ 0	\$ 59,133
Miscellaneous Expenditures	\$ 7,000	\$ 0	\$ 7,000
County Services	\$ 302,776	\$ 0	\$ 302,776
<b>TOTAL</b>	<b>\$ 1,610,753</b>	<b>\$ 0</b>	<b>\$ 1,610,753</b>

\* Includes youth labor and materials, and supervision.

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**ENCLOSURE B**

**WHITTIER NARROWS PHASE I SPORTS AREA  
GENERAL IMPROVEMENT PROJECT  
AWARD CONSTRUCTION CONTRACT  
SPECS. 6589; C.P. 86415**

**BID SUMMARY**

The project consists of improvements to the Bicycle Motor Cross area, including constructing a new restroom/concession building and announcer stand, replacing the chain-link fence at the entrance area, adding new security lighting, and reconstructing the pavement in the adjoining parking lot. In addition, the project includes renovating four restroom buildings and installing new play equipment at three play areas.

**Bid Opening Date:**

December 16, 2003

**Bid Summary:**

**Bidder**

**Lump Sum Base Bid**

1. Wang Milestone Construction	\$ 937,300	(Nonresponsive)
2. Metro Builders and Engineers Group, Ltd.	\$ 960,336	
3. Tricon, Inc.	\$ 967,000	
4. Ecology Construction	\$ 967,704	
5. D&M Construction	\$ 1,290,555	

**Financial Information:**

Public Works' fair construction cost estimate for the project was between \$717,964 and \$987,200.



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**ENCLOSURE C**

**WHITTIER NARROWS PHASE I SPORTS AREA  
GENERAL IMPROVEMENT PROJECT  
AWARD CONSTRUCTION CONTRACT  
SPECS. 6589; C.P. 86415**

**BID SOLICITATION**

**Bid Information**

**Bid Number :** 06589

**Bid Title :** Whittier Narrows Phase I Sports Area General Improvement Project

**Bid Type :** Construction

**Department :** Public Works

**Commodity :** CONSTRUCTION SERVICE, GENERAL (DIGGING, DITCHING, ROAD GRADING, ROCK STABILIZATION, ETC.)

**Open Date :** 11/19/2003

**Closing Date :** 12/16/2003 10:45 AM

**Bid Amount :** \$ 717,964

**Bid Download :** Not Available

**Bid Description :** Improvements to Bicycle Motor Cross area, new restroom/concession bldg, announcer stand, chain-link fence, security lighting, paving of parking lot, renovation of 4 restrooms, new play equipment in 3 play areas. Additive alternates include upgrading lighting at ball fields 3 & 4. Bid Documents \$50, will be available at Cashier Office, 900 S. Fremont Ave., Alhambra, CA 91803, call David Asato at (626) 458-2586.

**Contact Name :** David Asato

**Contact Phone# :** (626) 458-2586

**Contact Email :** [dasato@ladpw.org](mailto:dasato@ladpw.org)

**Last Changed On :** 1/8/2004 9:30:31 AM